IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3466 OF 2006

Chetankumar Gajanan Ratnaparakhi & Ors. ...Petitioners
(Orig.Defendants.)

V/s.

Vijaykumar Mahadeo Patki ...Respondent
(Orig.Plaintiff)

Ms.Gauri Godse for Petitioners.
Shri.S.Y. Dharwadkar for Respondent.

CORAM : V.M. KANADE, J.
DATED : 13th MARCH, 2007.

P.C. :-

1. Learned counsel for the Petitioners seeks permission to withdraw writ petition and pursue the alternate remedy which is available for filing an appeal to the District Court.

2. Petition is allowed to be withdrawn and an opportunity is granted to the Petitioner to file an appeal to the District Court against the impugned order. District Court shall, if the appeal is filed within two weeks from today, decide the appeal in accordance law and on merits and delay caused in filing appeal is condoned.

3. With this direction writ petition is allowed to be withdrawn.

4. Parties to act on authenticated copy of order.

V.M. KANADE, J.